

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF DUKE ENERGY)	
KENTUCKY, INC.'S ACCOUNTING SALE OF)	CASE NO.
NATURAL GAS NOT USED IN ITS COMBUSTION)	2014-00078
TURBINES)	

ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT

On April 2, 2014, Duke Energy Kentucky, Inc. ("Movant") moved pursuant to KRS 61.878(1)(c) and 807 KAR 5:001, Section 13, that certain materials filed with the Commission be afforded confidential treatment and not be placed in the public record subject to public inspection.

In support of its motion, Movant states that the information it is requesting to be held confidential is contained in the direct testimonies of Lisa Steinkuhl and John D. Swez along with the JDS-1 Attachment. The information is more particularly described as relating to the volume of gas imbalance at Woodsdale, negotiated balancing thresholds with interstate pipelines, and prices paid or received for natural gas. Movant states that the information contains materials that if publicly disclosed would likely result in competitive injury to the Movant, and therefore the materials are generally recognized as confidential and exempt from public disclosure pursuant to KRS 61.878(1)(c) and 807 KAR 5:001, Section 13.

Having carefully considered the Petition Requesting Confidential Treatment and the materials at issue, the Commission finds that the materials contained in the direct testimonies of Lisa Steinkuhl and John D. Swez along with the JDS-1 Attachment meet

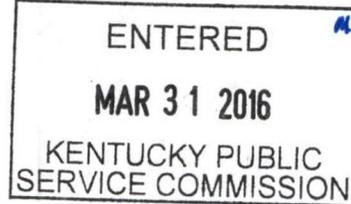
the criteria for confidential protection as set forth in KRS 61.878(1)(c) and should not be placed in the public record for a period of five years from the date of this Order, or until further Orders of this Commission.

IT IS THEREFORE ORDERED that:

1. Movant's Petition for Confidential Protection is hereby granted.
2. The materials contained in the direct testimonies of Lisa Steinkuhl and John D. Swez along with the JDS-1 Attachment meet the criteria for confidential protection as set forth in KRS 61.878(1)(c) and are hereby granted confidential protection. The materials granted confidential protection will not be placed in the public record nor made available for public inspection for a period of five years from the date of this Order, or upon further Orders of this Commission.
3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
4. Movant shall inform the Commission if the materials granted confidential protection become publicly available or no longer qualify for confidential treatment.
5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, Movant shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Movant is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

6. The Commission shall not make the materials available for inspection for 20 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow Movant to seek a remedy afforded by law.

By the Commission



ATTEST:



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